

AO 133 (Rev. 12/09) Bill of Costs

UNITED STATES DISTRICT COURT

for the

Western District of Texas

Northpoint Technology, LTD.,

v.

DIRECTV, Inc., et al.

Case No.: 1:09-cv-00506-JRN

BILL OF COSTS

Judgment having been entered in the above entitled action on 06/21/2011 against Northpoint Technology,
Date
 the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ _____
Fees for service of summons and subpoena	_____
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case	5,171.31
Fees and disbursements for printing	_____
Fees for witnesses (<i>itemize on page two</i>)	0.00
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case.	26,358.38
Docket fees under 28 U.S.C. 1923	_____
Costs as shown on Mandate of Court of Appeals	_____
Compensation of court-appointed experts	6,309.01
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	_____
Other costs (<i>please itemize</i>)	_____
TOTAL	\$ 37,838.70

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:

☒ Electronic service ☐ First class mail, postage prepaid

☐ Other: _____

s/ Attorney: /s/ Alexander F. MacKinnon

Name of Attorney: Alexander F. MacKinnon

For: DIRECTV, Inc. Date: 07/05/2011
Name of Claiming Party

Taxation of Costs

Costs are taxed in the amount of _____ and included in the judgment.

By: _____
Clerk of Court Deputy Clerk Date

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of July, 2011, I am electronically filing the foregoing with the Clerk of the Court using the Case Management/Electronic Case Files ("CM/ECF") system, which will send notification of such filing to the following CM/ECF participants:

<p>Edward W. Goldstein Alisa A. Lipski GOLDSTEIN & VOWELL, LLP 1177 West Loop South, Suite 400 Houston, TX 77027 Telephone: (713) 877-1515 Facsimile: (713) 877-1737 E-mail: egoldstein@gviplaw.com alipski@gviplaw.com</p> <p>Jonathan T. Suder David A. Skeels FRIEDMAN, SUDER & COOKE Tindall Square Warehouse No. 1 604 East 4th Street, Suite 200 Fort Worth, TX 76102 Telephone: (817) 334-0400 Facsimile: (817) 334-0401 E-mail: jts@fsclaw.com skeels@fsclaw.com</p> <p><i>ATTORNEYS FOR PLAINTIFF</i> NORTHPOINT TECHNOLOGY, LTD.</p>	<p>Rachel Krevans Jason A. Crotty Matthew A. Chivvis Heather Bobkova MORRISON FOERSTER 425 Market St. San Francisco, CA 94105 Telephone: (415) 268-6381 Facsimile: (415) 268-7522 E-mail: rkrevans@mofo.com jcrotty@mofo.com mchivvis@mofo.com hbobkova@mofo.com</p> <p><i>ATTORNEYS FOR ECHOSTAR TECHNOLOGIES L.L.C. and DISH NETWORK L.L.C.</i></p>
---	---

s/ Eva C. Ramos
Eva C. Ramos

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

NORTHPOINT TECHNOLOGY, LTD,

Plaintiff,

V.

DIRECTV, INC, et. al.,

Defendants.

CAUSE NO. 1:09-cv-00506-JRN

**DIRECTV, INC.'S DECLARATION
AMY D. PALAFOX IN SUPPORT OF BILLS OF COSTS**

I, Amy D. Palafox, declare as follows:

1. I am a Senior Legal Assistant at the law firm of Kirkland & Ellis LLP, counsel for Defendant DIRECTV, Inc. (“DIRECTV”) in this case. I could and would testify competently to the matters stated herein if called to do so.

2. On June 21, 2011, the Court entered final judgment in favor of Defendants.
(ECF. No. 163.)

3. DIRECTV is a “prevailing party” in this action because all of the asserted claims of the ’636 Patent were found invalid due to anticipation, and Plaintiff’s claims were dismissed with prejudice.

4. Under Federal Rule of Civil Procedure 54(d)(1), DIRECTV is presumptively entitled to recover its taxable costs. Fed. R. Civ. P. 54(d)(1) (“[C]osts—other than attorney’s fees—should be allowed to the prevailing party.”).

5. Allowable costs under Federal Rule of Civil Procedure 54(d)(1) are further identified in 28 U.S.C. §§ 1821, 1920, 1923. DIRECTV moves for the following costs, all of

which are allowable by law, are correctly stated, are documented, and were actually and necessarily performed or incurred during this litigation, including:

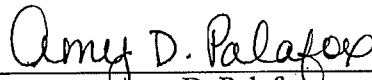
6. **Fees for Reporters' Recorded Transcripts** in the amount of \$5,171.31 (Exhibit A). These costs are taxable pursuant to 28 U.S.C. § 1920(2) as "fees for printed or electronically recorded transcripts necessarily obtained for use in the case." The January 24, 2011 and March 3, 2011 hearing transcripts were necessarily obtained to prepare DIRECTV's post-claim construction papers and record references for Special Master Bayer. Court reporters' fees for depositions were necessary to obtain original and/or certified copies of deposition transcripts and videotapes that would have been used in trial. DIRECTV noticed and deposed only those individuals reasonably believed to have information necessary for DIRECTV's defense, specifically one Rule 30(b)(6) deposition of the Plaintiff and a personal deposition of the prosecuting attorney of the patent-in-suit. These costs are also specifically documented and invoiced. These costs were paid by DIRECTV.

7. **Paper Copies and Electronic Discovery Costs** in the amount of \$26,358.38 (Exhibit B). These costs are taxable pursuant to 28 U.S.C. § 1920(3) and (4) and include the costs for paper copies and electronic scanning and production of documents. Paper copies were necessary to prepare for depositions and to serve copies on Plaintiff of DIRECTV's Invalidity Contentions served on February 12, 2010 and Supplemental Invalidity Contentions served on July 9, 2010. Electronic scanning and processing was used to produce documents to Plaintiff that Plaintiff requested in the case (in lieu of paper copies). Electronic scanning of documents was also necessary to collect documents from the client and to prepare DIRECTV's defenses. All the copies claimed in the costs were therefore necessarily obtained for use in the case. These costs are also specifically documented and invoiced. These costs were paid by DIRECTV.

Finally, the amount requested is reasonable, as DIRECTV produced over 104,000 pages of documents in this case.

8. **Compensation for Court-Appointed Discovery Master** in the amount of \$6,309.01 (Exhibit C). These costs are taxable pursuant to 28 U.S.C. § 1920(6). On January 10, 2011, the Court appointed Mr. Karl Bayer as Special Master to schedule and review dispositive motions and claim construction papers, preside over the *Markman* hearing, and serve as a technical advisor to the Court. (ECF No. 106.) DIRECTV paid for one-third of the costs for the services Special Master Bayer performed. These costs are also specifically documented and invoiced.

I declare under penalty of perjury under the laws of the State of California that the foregoing is based on personal knowledge, and is true and correct to the best of my knowledge and belief. Executed this 6th day of July, 2011, at Los Angeles, California.



Amy D. Palafox

EXHIBIT A

EXHIBIT A**FEES FOR RECORDED TRANSCRIPTS**

Tab	Description	Date	Vendor	Amount
1	30(B)(6) Videotaped Deposition of Carmen A. Tawil (Original + 1)	12/14/2010	Julie A. Jordan & Co.	\$1844.20
2	Videotaped Deposition of Russell D. Culbertson (Original + 1)	01/21/2011	Julie A. Jordan & Co.	\$2874.76
3	Transcript of Proceedings; Magistrate Judge Robert Pitman (DIRECTV's Motion to Enforce the Court's Order that Northpoint Fully Respond to Interrogatory No. 6)	01/04/2011	Lily I. Reznik, USDC Court Reporter	125.35
4	Transcript of Proceedings (Summary Judgment & Markman Hearing)	03/03/2011	Lily I. Reznik, USDC Court Reporter	327.00
TOTAL				5,171.31

TAB 1

Julie A. Jordan
& COMPANY

PAYED

BILL TO

Mr. Alexander F. MacKinnon
KIRKLAND & ELLIS, LLP
335 South Hope Street
Los Angeles, CA 90071

INVOICE #

12/23/2010

10-259-1

TERMS

Due on receipt

DESCRIPTION

AMOUNT

In Re: Northpoint Technology, Ltd. vs. DirecTV, Inc., et al

Oral/Videotaped Deposition of Northpoint Limited Through Carmen A. Tawil,
Volume 1, taken 12/14/10

Original and One Copy

765.00

Exhibit Pages

94.50

Litigation Support

40.00

Administration Fee

35.00

Videotaping Services (MPEG1)

646.50

Delivery

39.00

Tax ID #74-2889234

GRAND TOTAL: \$1,620.00

4420 Marathon Boulevard • Austin, Texas 78756
(512) 451-8243 • Fax (512) 451-7583 • Toll Free (877) 851-8243
info@jordanreporting.com • www.jordanreporting.com

Julie A. Jordan
& COMPANY

BILL TO

Mr. R. Alexander Pilmer
KIRKLAND & ELLIS, L.L.P.
333 South Hope Street
Los Angeles, CA 90071

DATE INVOICE #
1/31/2011 10-259-4

TERMS

Due on receipt

DESCRIPTION

AMOUNT

In Re: Northpoint Technology, Ltd. vs. DirecTV, Inc., et al

Oral/videotaped Deposition of Northpoint Limited Through Carmen A. Tawill,
Volume 1, taken on 12/14/10

Videotaping Services *synch/conversion for LiveNote*

Postage and Handling

199.20

25.00

Tax ID #74-2889234

GRAND TOTAL: \$224.20

4420 Marathon Boulevard • Austin, Texas 78756
(512) 451-8243 • Fax (512) 451-7583 • Toll Free (877) 851-8243
info@jordanreporting.com • www.jordanreporting.com

TAB 2

Julie A. Jordan
& COMPANY

BILL TO

Mr. R. Alexander Pilmer
KIRKLAND & ELLIS, L.L.P.
333 South Hope Street
Los Angeles, CA 90071

DATE INVOICE #
1/25/2011 11-015-1

TERMS

Due on receipt

DESCRIPTION

AMOUNT

In Re: Northpoint Technology, Ltd. vs. DirecTV, Inc., et al

Oral/Videotaped Deposition of Russell D. Culbertson, Volume 1, taken on 1/21/11	
Original and One Copy	1,634.00
Exhibit Pages	75.15
Litigation Support	40.00
Administration Fee	35.00
Videotaping Services (MPEG1) *synch charge to be billed separately*	817.00
Postage and Handling	70.81

Tax ID #74-2889234

GRAND TOTAL: \$2,671.96

4420 Marathon Boulevard • Austin, Texas 78756
(512) 451-8243 • Fax (512) 451-7583 • Toll Free (877) 851-8243
info@jordanreporting.com • www.jordanreporting.com

Julie A. Jordan
& COMPANY

BILL TO

Mr. R. Alexander Pilmer
KIRKLAND & ELLIS, L.L.P.
333 South Hope Street
Los Angeles, CA 90071

DATE INVOICE #
1/31/2011 11-015-4

TERMS

Due on receipt

DESCRIPTION

AMOUNT

In Re: Northpoint Technology, Ltd. vs. DirecTV, Inc., et al

Oral/Videotaped Deposition of Russell D. Culbertson, Volume 1, taken on
1/21/11

Videotaping Services *synch/conversion for LiveNote*

202.80

Tax ID #74-2889234

GRAND TOTAL: \$202.80

4420 Marathon Boulevard • Austin, Texas 78756
(512) 451-8243 • Fax (512) 451-7583 • Toll Free (877) 851-8243
info@jordanreporting.com • www.jordanreporting.com

TAB 3

Lily I. Reznik, RPR, CRR

Official Court Reporter
United States District Court
Austin Division
200 West 8th Street, 2nd Floor
Austin, Texas 78701
(512)916-5564

Date: January 7, 2011
Invoice No.: 11-501

Eva C. Ramos
Skelton & Woody
P.O. Box 1609
Austin, TX 78767-1609
(512) 651-7000
Fax: 512/651-7001
Email: eramos@skeltonwoody.co

Docket No. A 09-CA-506 JRN, Northpoint Technology, Ltd vs. The DirectTV Group, Inc., et al,
United States District Court, Western District of Texas, before the Honorable Robert L. Pitman.

Transcription of Motion Hearing, January 4, 2011.
(23 pages @ \$5.45 per page.)

Total due: \$ 125.35

SKELTON & WOODY / OPERATING ACCOUNT

23004

Lily Reznik
Clt Exp:03

1/7/2011

125.35

PAYMENT
RECORD

Frost Checking

125.35

TAB 4

SKELTON & WOODY
OPERATING ACCOUNT
 P.O. BOX 1609
 AUSTIN, TX 78767-1609
 (512) 651-7000

THE FROST NATIONAL BANK
 AUSTIN, TX 78761
 30-009/1140

23141

3/10/2011

PAY TO THE
 ORDER OF

Lily Reznik

\$ **654.00

Six Hundred Fifty-Four and 00/100*****

DOLLARS

Lily Reznik

Debbie Dule

MP

MEMO

⑈023141⑈ ⑆114000093⑆ 350009296⑈

SKELTON & WOODY / OPERATING ACCOUNT

23141

Lily Reznik
 Clt Exp:03

3/10/2011

654.00

*Markman hearing transcript
 (expedited)*

Frost Checking

654.00

© 2005 INSTANT INC. # 765 1-800-435-5810

EXHIBIT B

EXHIBIT B**FEES FOR EXEMPLIFICATION*****Paper Copies & E-Discovery Costs***

Tab	Description	Date	Payee	Amount
1	DIRECTV's Invalidity Contentions (2,343 pages x \$.010 per page)	02/12/2010	K&E In-house printing/scanning	\$234.30
2	DIRECTV's Supplemental Invalidity Contentions (1233 pages x \$0.10 per page)	07/09/2010	K&E In-house printing/scanning	\$123.30
3	DIRECTV Production (Volume DTV-NP001 Phase I) DTV-NP0000001 - DTV-NP0049000 (Imaging and Load Files, Tiff, OCR, Bates Endorsement, Labor)	7/21/2010	KNJ	\$4993.73
4	DIRECTV Production (Volume DTV-NP001 Phase II) DTV-NP0049001 - DTV-NP0092743 (Imaging and Load Files, Tiff, OCR, Bates Endorsement, Labor)	07/21/10	KNJ	\$4887.34
5	DIRECTV Production (Volume DTV-NP002) DTV-NP0092744 - DTV-NP0099726 (Imaging and Load Files, Native File Conversion to Tiff, OCR, Bates Endorsement, Labor)	10/28/2010	KNJ	\$1034.68
6	Northpoint Production of Kenyon & Kenyon Documents	12/10/2010	IKON	\$3853.36
7	DIRECTV Production Volumes DTV-NP001-DTV-NP002 (Native File Conversion to .Tiff & OCR)	12/21/2010	KNJ	\$4968.28
8	DIRECTV Production (Volumes DTV-NP003-004)	12/21/2010	KNJ	\$1081.30

Tab	Description	Date	Payee	Amount
	DTV-NP0099727 - DTV-NP0100634 (Imaging and Load Files, Native File Conversion to Tiff, OCR, Bates Endorsement, Labor)			
9	DIRECTV Production (Volume DTV-NP005) DTV-NP0100635 - DTV-NP0101379 (Imaging and Load Files, Native File Conversion to Tiff, OCR, Bates Endorsement, Labor)	01/19/2011	KNJ	\$731.85
10	DIRECTV Production (Volume DTV-NP006) DTV-NP0101380 - DTV-NP0103032 (Imaging and Load Files, OCR, Bates Endorsement,	01/30/2011	KNJ	\$720.29
11	Prepare witness files for attorney review re upcoming depositions of DIRECTV 30(B)(6) deponents	02/03/2011	K&E In-house printing/scanning	\$2,686.00
12	DIRECTV Production (Volumes DTV-NP007-DTV-NP008) DTV-NP0103033 - DTV-NP0103587 (Native File Conversion to Tiff, OCR, Bates Endorsement)	02/21/2011	KNJ	\$82.24
13	DIRECTV Production (Volumes DTV-NP009-DTV-NP010) DTV-NP0103588 - DTV-NP0104044 (Imaging and Load Files, Native File Conversion, Native Links to .xls files)	02/27/11	KNJ	\$465.00
14	DIRECTV Production (Volumes DTV-NP011) DTV-NP0104045 - DTV-NP0104058 (Imaging and Load Files and Load Files, OCR, Native Links to .xls files)	03/14/2011	KNJ	\$282.70
15	DIRECTV Production (Volumes DTV-NP009-DTV-NP011) DTV-NP0104045 - DTV-NP0104058	03/20/2011	KNJ	\$214.01

Tab	Description	Date	Payee	Amount
	(Labor & DVD Burning)			
TOTAL				\$26,358.38

TAB 1

FedEx Ship Manager - Print Your Label(s).

Page 1 of 1

From: Origin ID: EMTA (213) 680-8421
 Amy Palefox
 Kirkland & Ellis LLP
 333 South Hope Street
 Suite 2800
 Los Angeles, CA 90071



Ship Date: 12FEB10
 ActWgt: 10.0 LB
 CAD: 5872777/NET3010

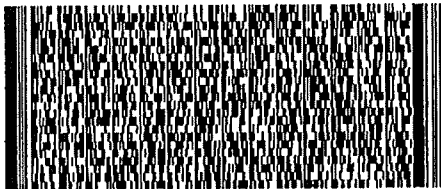
Delivery Address Bar Code



Ref # 35755-41
 Invoice #
 PO #
 Dept #

SHIP TO: (713) 877-1515 BILL SENDER
Edward Goldstein, Alisa Lipski
Goldstein, Faucett & Prebeg, LLP
1177 WEST LOOP S STE 400

HOUSTON, TX 77027



TRK# 7932 6789 3159
 0201

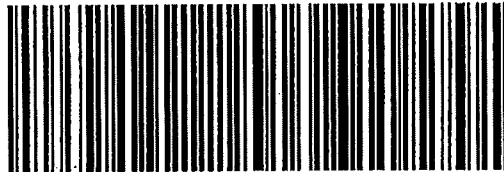
MON - 15 FEB A1
 STANDARD OVERNIGHT

77027

TX-US

IAH

SF WHTA



UNQUOTED

After printing this label:

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$500, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

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 [Print page](#) | [Close](#) 
**Detailed Results**

Tracking no.: 793267893159

Select time format: 12H

Delivered
Delivered
 Signed for by: T.SCHOPPE
Shipment Dates
 Ship date Feb 13, 2010
 Delivery date Feb 15, 2010 2:05 PM
Destination
 HOUSTON, TX
 Signature Proof of Delivery
Shipment Facts

Service type	Standard Overnight	Delivered to	Receptionist/Front Desk
Weight	26.0 lbs/11.8 kg	Reference	35755-41

Shipment Travel History

Select time zone: Local Scan Time

All shipment travel activity is displayed in local time for the location

Date/Time	Activity	Location	Details
Feb 15, 2010 2:05 PM	Delivered	HOUSTON, TX	
Feb 15, 2010 7:42 AM	On FedEx vehicle for delivery	HOUSTON, TX	
Feb 15, 2010 7:37 AM	At local FedEx facility	HOUSTON, TX	
Feb 15, 2010 2:10 AM	At dest sort facility	HOUSTON, TX	
Feb 14, 2010 3:20 PM	In transit	MEMPHIS, TN	
Feb 14, 2010 3:17 PM	Departed FedEx location	MEMPHIS, TN	
Feb 14, 2010 11:21 AM	Arrived at FedEx location	MEMPHIS, TN	
Feb 13, 2010 5:43 PM	Left FedEx origin facility	HOLLYWOOD, CA	
Feb 13, 2010 11:03 AM	Picked up	LOS ANGELES, CA	Tendered at FedEx Kinko's, now FedEx Office
Feb 12, 2010 5:58 PM	Shipment information sent to FedEx		

TAB 2

Session B - [24 x 80]

File Edit View Communication Actions Window Help

COSTDETA Cost Record Detail

Client.....	35755	The DIRECTV Group, Inc.
Sub Client.....	000	The DIRECTV Group, Inc.
Matter.....	41	Northpoint Technology, L
Sub-Matter.....	E107	Delivery Services/Messen
Working Atty...	99999	Mailroom
Service Code...	01802	Overnight Delivery
Group.....	0043135	
Item Number....	00047	
Trans Date.....	7/09/2010	
Posted Date....	7/21/2010	
Trans Cost Amt.	47.43	
Voucher Number.	000000000	Payee.....

Narrative

Overnight Delivery, Fed Exp to:Alisa Lips

Stephen Schlath,HOUSTON TX from:AMY PALAF

F1=Help F3=Exit F4=Prompt F12=Cancel F14=Message

MA B

1902 - Session successfully started

TAB 3



Group INC.

Invoice

DATE	INVOICE #
07/21/2010	KNJ-2010-1524
TERMS	DUE DATE
Net 15	08/05/2010

BILL TO

Kirkland & Ellis
333 South Hope Street
Los Angeles, CA 90071

AMOUNT DUE	ENCLOSED
\$4,993.73	

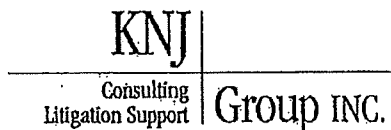
✂ Please detach top portion and return with your payment. ✂

Client Billing	EIN 26-0466045	Requested By
Directv-North Point	-	Amy Palafox

Service	Activity	Quantity	Rate	Amount
Imaging	• Imaging (Jones Day Documents) TEMP-NP-JD-028528 - TEMP-NP-JD-032687 Capture Bates number branded on each page	4160	0.145	603.20T
OCR	• OCR	4160	0.05	208.00T
Bate labels	• Endorsing	4160	0.015	62.40T
Labor - Productic	• Labor - Production Remove branded bates numbers from Original Documents	3.7	40.00	148.00T
Imaging	• Imaging Color Northpoint Production Phase 1	197	0.50	98.50T
Imaging	• Imaging DTV-N0000001 - DTV-N0049000	49000	0.07	3,430.00T
SUBTOTAL				\$4,550.10
TAX (9.75%)				\$448.63
TOTAL				\$4,993.73

TAB 4

TAB 5



Invoice

DATE	INVOICE #
10/28/2010	KNJ-2010-1791
TERMS	DUE DATE
Net 15	11/12/2010

BILL TO
Kirkland & Ellis 333 South Hope Street Los Angeles, CA 90071

AMOUNT DUE	ENCLOSED
\$1,034.68	

Please detach top portion and return with your payment.

Client Billing		EIN 26-0466045		Requested By
Directv-Northpoint				Vanjo Lickhalter \ Amy Palafox
Service	Activity	Quantity	Rate	Amount
Imaging Bate labels OCR	• DIRECTV-Northpoint Production DTV-NP-002			
	DTV-NP0092744 - DTV-NP0099726			
	• Imaging	6983	0.12	837.96T
	• Endorsing	6983	0.015	104.75T
	• OCR (No Charge)	1	0.05	0.05T
SUBTOTAL				\$942.76
TAX (9.75%)				\$91.92
TOTAL				\$1,034.68

TAB 6



**Document Efficiency
At Work®**

A KONEX COMPANY

IKON Office Solutions - Houston, TX
Phone: (713) 250-2679 Fax: (713) 250-2600
Federal ID: 230334400

INVOICE

Invoice #	HOU10120165
Invoice Date:	12/09/2010
Due Date:	01/08/2011
Terms:	Net 30 Days
Customer Code:	HOU-00EN
Natl ID:	18928

BILL TO:
KIRKLAND & ELLIS
300 NORTH LASALIE
CHICAGO, IL 60654

SHIP TO:
KIRKLAND & ELLIS
300 NORTH LASALIE
CHICAGO, IL 60654

Price using: KIRKLAND & ELLIS Contract

Attn: AMY PALAFOX

Price using: KIRKLAND & ELLIS Contract						
Reference / Case # 35755-41		Reference 2		Reference 3		Account Manager WILL DENT
Sales Order	Order Date	Ordered By		Quantity	Unit Price	Extension

SO-1012-0054 12/03/2010 AMY PALAFOX - KIRKLAND & ELLIS

*713	Image Capture D-Heavy	25,753.00	0.1150	2,961.60
*737	Color Imaging (per page)	65.00	0.8000	52.00
*895	File Folder Capture	85.00	0.2000	17.00
*717	OCR	25,818.00	0.0300	774.54
*721	CD - Master(s)	1.00	15.0000	15.00

Please Pay From This Invoice

Customer's duly authorized signature below is an agreement that the above-described work, project or deliverable has been received and accepted by Customer and Customer hereby agrees that such work, project or deliverable is complete and satisfactory for all purposes. Customer assures payment of this invoice when due. Interest at the rate of the lesser of 1.5% per month or the maximum rate permitted by law, will be charged on invoices not paid timely. Customer agrees to pay reasonable legal fees incurred in connection of past due accounts.

Taxable Sales:	0.00
Sales Tax:	0.00
* Non-Taxable:	3,820.14
Postage:	0.00
Delivery:	33.22

**PAY THIS
AMOUNT \$ 3,853.36**

THE PERSON SIGNING THIS INVOICE ON BEHALF OF CUSTOMER REPRESENTS THAT HE/SHE HAS THE AUTHORITY TO DO SO.

Received and Accepted by:

Amy Palafox

Date:

12/10/10

Please pay from this copy. The party named on this bill is held responsible for payment.

Payment From:
KIRKLAND & ELLIS
300 NORTH LASALIE
CHICAGO, IL 60654

Amount Enclosed

\$

Invoice: HOU10120165

Invoice Date: 12/09/2010
Due Date: 01/08/2011
Customer Code: HOU-00EN
Natl ID: 18928

Please Remit To:
IKON Office Solutions
Dallas District - HOU
P O Box 676466
Dallas, TX 75267-6466

**PAY THIS
AMOUNT \$ 3,853.36**

TAB 7

TAB 8

KNJConsulting
Litigation Support**Group INC.****Invoice**

DATE	INVOICE #
12/21/2010	KNJ-2010-1948
TERMS	DUE DATE
Net 15	01/05/2011

Bill To: Kirkland & Ellis 333 South Hope Street Los Angeles, CA 90071

AMOUNT DUE	ENCLOSURE
\$1,081.30	

Please detach top portion and return with your payment.

Client Billing	EIN # 26-0466045	Requested By
Directv-Northpoint	-	Amy Palafox

SERVICE	Activity	Quantity	Rate	Amount
Imaging	• Production Volume DTV-NP-003 & DTV-NP004	908	0.12	108.96T
OCR	• Imaging DTV-NP0099727 - DTV-NP0100634	908	0.05	45.40T
Bate labels	• OCR	908	0.015	13.62T
CD Burning	• Endorsing	10	25.00	250.00T
Imaging	• CD Burning (5 Sets of 2 Production)	2684	0.12	322.08T
Imaging	• Review Volume TEMP-NP-001	16	0.35	5.60T
Oversize	• Imaging	40	0.95	38.00T
Oversize	• Imaging 11 x 17	8	6.00	48.00T
Native File Conv	• Oversize Black & White	2194	0.07	153.58T
	• Oversize Color			
	• Data posted to Kirkland Drop Box			
	• Redacted Volume Exported from Clearwell			
	• Native File Conversion to Tiff			
	• Volume posted the Kirkland Drop Box			
SUBTOTAL				\$985.24
TAX (9.75%)				\$96.06
TOTAL				\$1,081.30

TAB 9

Group INC.

Invoice

AMOUNT DUE - ENCLOSED	
\$731.85	

Client Billing	Phone# 0466045	Requested By
Directv\Northpoint	-	Amy Palafox

EIN # 26-0466045

TAB 10

KNJConsulting
Litigation Support**Group INC.****Invoice**

DATE	INVOICE #
01/30/2011	KNJ-2011-98
TERMS	DUE DATE
Net 15	02/14/2011

BILL TO:

Kirkland & Ellis
333 South Hope Street
Los Angeles, CA 90071

AMOUNT DUE	ENCLOSURE
\$3,350.29	

Please detach top portion and return with your payment.

Client Billing		EIN # 26-0466045		Requested By	
DirecTV-Northpoint		-		Amy Palafox	
Service	Activity	Quantity	Rate	Amount	
Fyi - Clearwell D	• DIRECTV-Northpoint Clearwell Review	1	2,000.00	2,000.00T	
	• Fyi-Clearwell Data Storage				
	Price Per Gig of Hosted Data				
	Flat Rate				
	February				
Labor - Production	• Labor - Clearwell Request	4.2	150.00	630.00T	
	Searches				
	Folding				
	Search Request				
	• Production Volume DTV-NP-006				
Imaging	• Imaging (Pulled via CSV)	1653	0.07	115.71T	
OCR	• OCR	1653	0.05	82.65T	
Endorsing	• Endorsing	1653	0.015	24.80T	
Labor - Production	• Labor - Production	2.1	95.00	199.50T	
	Restore images from Rembrandt productions				
	Pull requested images				
	Remove previous branding				
	xrf				
	• Data posted to the Kirkland Drop Box				
			SUBTOTAL	\$3,052.66	
			TAX (9.75%)	\$297.63	
			TOTAL	\$3,350.29	

TAB 11



Simone Moody/Los
Angeles/Kirkland-Ellis
01/31/2011 04:35 PM

To #LA Reprographics
cc
bcc
Subject RUSH Print Job Needed for DIRECTV 35755-41

Who	Date	Time	WS	CS	Subject
Simone Moody	01/31/2011	04:35 PM			RUSH Print

Good Afternoon,

Please print the documents in each file path below, double-sided and stapled. You can clip or rubber band each set together - whatever is easiest. Please put post-its on each set with the name in order to differentiate. This is a rush job. Employee # 40544. Please contact me with any questions.

Thank You.

\\kirkland.com\fs\la\dat\00710_REPRO\0005_DIGIT\files\Simone\2011_1_31 DIRECTV DOCS\Bob
Rathaus

\\kirkland.com\fs\la\dat\00710_REPRO\0005_DIGIT\files\Simone\2011_1_31 DIRECTV DOCS\Joe
Santoru

\\kirkland.com\fs\la\dat\00710_REPRO\0005_DIGIT\files\Simone\2011_1_31 DIRECTV DOCS\Tom Ito

Simone Moody

Kirkland & Ellis LLP | 333 S. Hope Street | Los Angeles, CA 90071
(213) 680-8267 Direct | (213) 680-8500 Fax

TAB 12

KNJ
 Consulting
 Litigation Support
Group INC.

Invoice

DATE	INVOICE #
02/21/2011	KNJ-2011-158
TERMS	DUE DATE
Net 15	03/08/2011

BILL TO: Kirkland & Ellis 333 South Hope Street Los Angeles, CA 90071

AMOUNT DUE	ENCLOSURE
\$82.24	

✂ Please detach top portion and return with your payment. ✂

Client Billing	EIN #	Responsible By
DIRECTV-Northpoint	26-0466045	Amy Palafox

Service	Quantity	Rate	Amount
Native File Conv	555	0.07	38.85T
OCR	555	0.05	27.75T
Endorsing	555	0.015	8.33T
• Production Volumes DTV-NP-007 - DTV-NP-008 • Native File Conversion to tiff images • OCR • Endorsing • Data posted to Kirkland Drop Box			
SUBTOTAL			\$74.93
TAX (9.75%)			\$7.31
TOTAL			\$82.24

TAB 13

KNJConsulting
Litigation Support**Group INC.****Invoice**

DATE	INVOICE #
02/27/2011	KNJ-2011-180
TERMS	DUE DATE
Net 15	03/14/2011

BILL TO:Kirkland & Ellis
333 South Hope Street
Los Angeles, CA 90071

AMOUNT DUE	ENCLOSURE
\$4,228.91	

Please detach top portion and return with your payment.

Client Billing	Estimate #	Requested By
DirecTV-Northpoint	-	Amy Palafox

Services	Amount	Quantity	Rate	Amount
Fyi - Clearwell D	• DIRECTV-Northpoint Clearwell Review • Fyi-Clearwell Data Storage Price Per Gig of Hosted Data Flat Rate March	1	2,000.00	2,000.00T
Labor - Productio	• Labor - Clearwell Request Searches Foldering Search Request	6.7	150.00	1,005.00T
Digital Printing	• Digital Printing Clearwell Witness Files	4258	0.09	383.22T
Imaging	• Imaging (DTV-NP-009 - DTV-NP-010) Tiff Images Native Links to xls Files Pull Images from Production Create New Volumes • Volumes posted to Kirkland Drop Box	3.1	150.00	465.00T
SUBTOTAL				\$3,853.22
TAX (9.75%)				\$375.69
TOTAL				\$4,228.91

TAB 14

KNJ
Consulting
Litigation Support

Group INC.

Invoice

DATE	INVOICE #
03/14/2011	KNJ-2011-225
TERMS	DUE DATE
Net 15	03/29/2011

BILL TO
Kirkland & Ellis
333 South Hope Street
Los Angeles, CA 90071

AMOUNT DUE	ENCLOSURE
\$379.30	

Please detach top portion and return with your payment.

Client Billing		EIN 26-0466045	Requested By	
Directv-Northpoint		-	Amy Palafox	
SERVICE	ACTIVITY	Quantity	Rate	Amount
Native File Conv	• Native File Conversion to tiff images Volume DTV001 Create Concordance load files Dat & OPT	1380	0.07	96.60T
OCR	• OCR • Production Volumes DTV-NP-010 & DTV-NP-011	1380	0.05	69.00T
Labor - Productio	• Labor - Production Create Native links to xls files Extract Text from Files Create images and load files	1.2	150.00	180.00T
		SUBTOTAL		\$345.60
		TAX (9.75%)		\$33.70
		TOTAL		\$379.30

TAB 15

KNJConsulting
Litigation Support**Group INC.****Invoice**

DATE	INVOICE #
03/20/2011	KNJ-2011-234
TERMS	DATE
Net 15	04/04/2011

BILL TO:Kirkland & Ellis
333 South Hope Street
Los Angeles, CA 90071

AMOUNT DUE	ENCLOSURE
\$214.01	

Please detach top portion and return with your payment.

Client Billing	EIN 26-0466045	Requested By
DIRECTV Northpoint	-	Amy Palafox

Service	Activity	Quantity	Rate	Amount
Labor - Production	• Labor - Production (Export DTV-NP-009 - DTV-NP011) (PDF and Native xls files)	0.6	150.00	90.00T
CD Burning	• DVD Burning	3	35.00	105.00T
SUBTOTAL				\$195.00
TAX (9.75%)				\$19.01
TOTAL				\$214.01

EXHIBIT C

EXHIBIT C

FEES FOR COURT-APPOINTED SPECIAL MASTER

Special Master Karl O. Bayer

Tab	Description	Date	Amount
1	KOB Fee Statement	03/09/2011	3,242.35
2	KOB Fee Statement	05/25/2011	2,546.66
3	KOB Fee Statement	06/15/2011	520.00
TOTAL			6,309.01

TAB 1

KOB FEE STATEMENT

Northpoint Technology, Ltd. v. The DirecTV Group, Inc.
through 3/7/11

1/17/11	Review patent and pleadings	2.70	1080.00
1/18/11	Review claims construction briefs and exhibits	3.50	1400.00
1/19/11	Prepare and conduct initial teleconference	1.00	400.00
2/10/11	Review patent and pleadings; prepare for Tutorial	1.40	560.00
2/11/11	Tutorial Hearing	2.00	800.00
2/28/11	Review Markman briefs and MSJ briefs	6.00	2400.00
2/28/11	Review Markman briefs and MSJ briefs	3.00	1200.00
3/02/10	Review Markman briefs and MSJ briefs; prepare for hearings	1.00	400.00
3/03/11	Markman and MSJ hearings	3.50	1400.00

Sub Total: 24.10 hours @400.00 = \$ 9, 640.00

EXPENSES:

TC on 1/19/11 \$ 87.04

TOTAL: \$ 9, 727.04

TAB 2

KOB FEE STATEMENT

Northpoint Technology, Ltd. v. The DirecTV Group, Inc.
through 5/25/11

3/22/11	Review various documents Re: Motion to Stay	0.4	160.00
3/31/11	Review Plaintiffs Supplemental CC Brief	1.8	720.00
4/1/11	Review Joint CC Chart and Defendant's post-hearing brief and record references	5.5	2200.00
4/8/11	Review Plaintiffs Responsive Supplemental CC Brief & Defendants Post-Hearing Brief	2.7	1080.00
5/18/11	Review MSJ, Response and Exhibits	6.0	2400.00
5/19/11	Conference with Court Re: Technical Matters	2.0	800.00
5/23/11	Review Draft MSJ for Technical Matters	0.7	280.00

Sub Total: 19.1 hours @400.00 = \$7,640.00

TOTAL:

\$7,640.00

1/3 =

2482546.66

TAB 3



Alyson Chaky
<alyson@karlbayer.com>

06/15/2011 08:46 AM

To Diane Thayer <DThayer@gviplaw.com>, Amy Palafox
<apalafox@kirkland.com>, Alexander Mackinnon
<amackinnon@kirkland.com>, "Gerrish, Gina L."
cc Karl Bayer <karl@karlbayer.com>

bcc

Subject Northpoint v. Dish Network; Special master Invoice thru
6/15/11

1 attachment



KB Invoice_6.15.11.pdf

Counsel,

I have attached the most recent billing for Mr. Bayer's time. The amount due from each party will be \$520.00. Please let me know if you have any questions, thank you.

Alyson Chaky | Dispute Resolution Coordinator | 512-345-8537
8911 North Capital of Texas Highway | Austin, TX 78759
alyson@karlbayer.com | www.karlbayer.com |

<http://www.karlbayer.com/blog/>

KOB FEE STATEMENT

Northpoint Technology, Ltd. v. The DirecTV Group, Inc.
through 6/15/11

5/30/11	Review Markman record	1.90	760.00
6/03/11	Conference with Court re technical matters and claims construction	1.40	560.00
6/15/11	Review Draft Claims Construction Order for Technical Matters	0.60	240.00

Sub Total: 3.9 hours @400.00 = \$1,560.00

TOTAL: **\$1,560.00**